CLASSIFICATION OFFICE DECISION

Title of publication: 20200202_170752

Other known title(s): Not stated

OFLC ref: 2000261.004

Medium: Video File

Maker: Not stated

Country of origin: Aotearoa New Zealand

Language: English

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

Excisions: No excisions recommended

Descriptive note: None

Display conditions: None

Date of entry in Register: 22 October 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 22 October 2020

	Components	**Running time**
Timed component(s):	20200202_170752	0:53
Total running time:		0:53

Summary of reasons for decision:

This homemade video explicitly depicts a male and female engaged in sexual activity. The Classification Office has considered whether the publication promotes or supports, or tends to promote or support the exploitation of young persons for sexual purposes, and concludes that it does not. In the absence of any contextual information in the video itself that would indicate the age of the female subject, it present as a record of a young woman confidently engaging in sexual activity. Nevertheless, the unrestricted availability of the publication is still likely to be injurious to the public good as it explicitly depicts sexual activity. There is a common social consensus across many countries that material such as this should be limited to adults because of the potential for harm to developing

sexual attitudes and behaviours of young people from premature exposure to such material. The availability of this publication is therefore restricted to those aged 18 and over. This classification limits the right to freedom of expression as laid out in the New Zealand Bill of Rights Act 1990, but is the lowest reasonable limitation that can be placed on that right in order to prevent injury to the public good.